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Attorney for Plaintiff,
Darren Gilbert

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

DARREN GILBERT,

Plaintiff,

vs.

ANTELOPE ASSOCIATES, INC. dba 7-
ELEVEN; 7-ELEVEN, INC.; BENJAMIN
LESSER; NICOLE LESSER;

Defendants.

No. 2:21-cv-02021-KJM-DB

**STIPULATED REQUEST TO EXTEND
DEADLINE TO INITIATE
PARTICIPATION IN VOLUNTRY
DISPUTE RESOLUTION PROGRAM;
ORDER**

Plaintiff, Darren Gilbert (“Plaintiff”), and Defendants, Antelope Associates, Inc. dba 7-Eleven; 7-Eleven, Inc.; Benjamin Lesser; and Nicole Lesser (“Defendants,” and together with Plaintiff, “the Parties”), the parties in this action, hereby stipulate as follows:

1. This matter arises out of Plaintiff’s claim that he visited property owned and/or operated by Defendants and encountered conditions which prevented him full and equal access thereto as a result of his disabilities. Plaintiff alleges that Defendants violated Title III of the Americans with Disabilities Act and related California law.

2. On December 9, 2021, the Court issued an Order (Dkt. 8) to stay the case, meet

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GENERAL ORDER 56; ORDER

1 and confer to discuss settlement, and initiate participation in the Voluntary Dispute Resolution
2 Program with 45-days if a settlement can't be reached.

3 3. The Parties met and conferred, but were not able to reach a settlement within the
4 45-day deadline.

5 4. The Parties continue to engage in settlement discussions and wish to avoid
6 incurring additional attorney's fees and costs incident to initiating VDRP while settlement
7 efforts are being exhausted.

8 5. The Parties agree to continue the last date to initiate participation in VDRP to
9 February 7, 2022.

10 6. Therefore, subject to Court approval, the Parties request that the last date to
11 initiate participation in VDRP be continued from January 24, 2022 to February 7, 2022.

12 **IT IS SO STIPULATED.**

13
14 Dated: January 24, 2022

MOORE LAW FIRM, P.C.

15
16 /s/ Tanya E. Moore

17 Tanya E. Moore
18 Attorney for Plaintiff,
Darren Gilbert

19 Dated: January 24, 2022

CALL & JENSEN

20
21 /s/ Michael S. Orr

22 Michael S. Orr
23 Attorney for Defendants,
Antelope Associates, Inc. dba 7-Eleven; 7-Eleven,
Inc.

24 Dated: January 24, 2022

EMBREE LAW

25
26 /s/ Annie R. Embree

27 Annie R. Embree
28 Attorneys for Defendants,
Benjamin Lesser; and Nicole Lesser

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ATTESTATION

Concurrence in the filing of this document has been obtained from each of the individual(s) whose electronic signature is attributed above.

/s/ Tanya E. Moore

Tanya E. Moore

Attorney for Plaintiff,

Darren Gilbert


ORDER

The parties having so stipulated, and good cause appearing,

IT IS HEREBY ORDERED that the last date to initiate participation in VDRP be continued from January 24, 2022 to February 7, 2022.

IT IS SO ORDERED.

DATED: January 27, 2022.


CHIEF UNITED STATES DISTRICT JUDGE

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